

In the U.S.D.C. Middle Dist.
at Nashville, TN.

O.A.N. vs. Trinity Food Ser.
Case # 3:23-cv-00081

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JUL 27 2023

U.S. District Court
Middle District of TN

This affidavit is in support of Request of entering default judgment against defendants, Wagner and Smith "Captain" and to my knowledge is truth. Sig: *[Signature]* 7-20-23

* On 6-28-23 Defendants Wagner and Smith were served by the U.S.D.C. U.S. marshals complaint and summons giving them 21 days to respond

* It is now ~~7-20-23~~ 7-20-23 To my knowledge neither party's has responded nor chosen to defend the allegations made against them. Amount due is 15 million against both parties each. Attention "CLERK" (Motion for default judgment from Clerk)

In accordance with Fed. R. Civ. P. 55 (A) Parties Wagner and Smith has failed to plead or otherwise defend, that failure is shown by affidavit up above, the clerk "must" at this time enter the party's default. 55(B)(1) \$15 million each

Certificate of service

I filed this 20th day of July 2023 Sig: *[Signature]*
DEVORR NEWSON

Mark A. Neason
E.R.A. (323)
12501 Montana Ave.
El Paso TX 79938

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U.S. District Court
Middle District of TN

Clerk of U.S. Dist. Ct.
U.S. Courthouse, Room 800
Nashville, TN 37203

GENERAL INMATE CORRESPONDENCE
EL PASO COUNTY
JAIL ANNEX

EL PASO TX 799
RIO GRANDE DISTRICT
21 JUL 2023 PM 2 L

37203-99999

